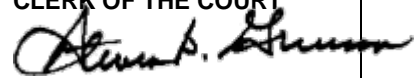


EXHIBIT “1”

**COMP**

MATTHEW W. HOFFMANN, ESQ.
Nevada Bar No. 9061
TYLER M. CRAWFORD, ESQ.
Nevada Bar No. 10559
ATKINSON WATKINS & HOFFMANN, LLP
10789 W. Twain Ave., Suite 100
Las Vegas, NV 89135
Telephone: 702-562-6000
Facsimile: 702-562-6066
Email: mhoffmann@awhlawyers.com
Email: tcrawford@awhlawyers.com
Attorneys for Plaintiff

CASE NO: A-22-847300-C
Department 21

DISTRICT COURT**CLARK COUNTY, NEVADA**

WILHELMINA A. SOJOT, an individual;

Plaintiff,

CASE NO.:
DEPT. NO.:

v.

WALMART, INC. d/b/a WALMART
SUPERCENTER; and DOES I through X,
inclusive; and ROE CORPORATIONS I
through V, inclusive;

Defendants.

COMPLAINT

COMES NOW, Plaintiff, WILHELMINA A. SOJOT, by and through her counsel of record,
ATKINSON WATKINS & HOFFMANN, LLP, and for her Complaint on file herein alleges as
follows:

I.**GENERAL ALLEGATIONS**

1. Plaintiff, WILHELMINA A. SOJOT (hereinafter referred to as "Plaintiff"), is, and
at all times relevant herein was residing in Clark County, State of Nevada.

2. That the facts and circumstances that give rise to the subject lawsuit occurred in
Clark County, Nevada.

3. That at all times relevant hereto, Defendant WALMART, INC. d/b/a WALMART
SUPERCENTER (hereinafter referred to as "Defendant") is and was a foreign corporation, licensed
to conduct business in the State of Nevada and/or incorporated in the State of Delaware, and that

1 the true names and capacities, whether individual, corporate, association or otherwise of the
2 Defendants, DOES 1 through 10, and/or ROE CORPORATIONS I through X, inclusive, are
3 unknown to Plaintiff, who therefore sues said Defendants by such fictitious names.

4 4. That the identities of the Defendants, ROE CORPORATIONS I through V are
5 unknown at this time and may be individuals, partnerships or corporations responsible for the
6 operations, maintenance, scheduling, or day-to-day activities of the premises at or near 2310 E.
7 Serene Ave., Las Vegas, Nevada, more commonly known as Walmart and/or Walmart Super
8 Stores. Plaintiff alleges that each of the Defendants designated herein as ROE is responsible in
9 some manner for the damages herein alleged. Plaintiff requests leave of the Court to amend this
10 Complaint to name the Defendants specifically when their identities become known.

11 5. At all times mentioned, the Defendants were the owners and/or controllers of the
12 premises and common areas at or near 2310 E. Serene Ave, Las Vegas, Nevada, more commonly
13 known as Walmart and/or Walmart Super Stores.

14 6. That on or about July 24, 2020, Plaintiff was a patron of and/or permissive user of
15 the property owned and/or controlled by Defendants.

16 7. That on or about July 24, 2020, Plaintiff was walking along the floor of Defendants'
17 store when she encountered a foreign substance, which constituted a hidden defect/hazard. At said
18 place and time, the Plaintiff slipped and fell, causing her to sustain serious bodily injuries.

19 8. That on or about July 24, 2020, Defendants, and/or their employees and/or agents,
20 while in the course and scope of their employment and agency caused, knew of, had constructive
21 knowledge of, or should have known of the foreign substance on the ground.

22 9. On or about July 24, 2020, Defendants, and/or their employees and/or agents, while
23 in the course and scope of their employment and agency, negligently failed to control, operate,
24 supervise, monitor, and maintain their premises in a safe and reasonable manner.

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II.

FIRST CLAIM FOR RELIEF
(Negligence)

10. Plaintiff repeats and realleges each and every allegation contained in Paragraph 1 through 9 hereinabove and incorporates the same by reference as though fully set forth herein.

11. Defendants, as the landowner, owed Plaintiff a duty of reasonable care regarding conduct which created the risk or regarding conduct related to an artificial condition which posed a risk to Plaintiff.

12. Defendants caused, knew of, had constructive knowledge of, or should have known of the dangerous condition.

13. Defendants breached their duty to Plaintiff when they failed to conduct themselves with reasonable care regarding the aforementioned hidden defect/hazard.

14. Defendants' and/or their employees' and/or agents' negligence caused the Plaintiff to slip and fall due to a hidden defect/hazard on or about July 24, 2020, in Las Vegas, Nevada.

15. As a direct and proximate result of the Defendants' and/or their employees' and/or agents' conduct and negligence, Plaintiff has suffered severe personal injuries.

16. As a direct and proximate result of the Defendants' and/or their employees' and/or agents' conduct, Plaintiff was seriously injured and caused to suffer great pain of body and mind. Plaintiff's damages are in an amount in excess of Fifteen Thousand Dollars (\$15,000.00).

17. As a further direct and proximate result of Defendants' and/or their employees' and/or agents' conduct and negligence, Plaintiff has incurred expenses for medical care and treatment and will incur expenses for future medical care and treatment in an amount to be proven at trial.

18. As a further direct and proximate result of Defendants' and/or their employees' and/or agents' conduct and negligence, Plaintiff has and will continue to incur into the future pain and suffering and emotional distress, in an amount in excess of \$15,000.00.

19. Plaintiff has been required to obtain the services of an attorney to prosecute this action, and, is, therefore entitled to reasonable attorney's fees and costs.

...

1 WHEREFORE, Plaintiff prays for Judgment of this Court as follows:

- 2 1. General damages in excess of \$15,000.00;
- 3 2. Special damages in excess of \$15,000.00;
- 4 3. Attorneys' fees and costs herein;
- 5 4. For such further relief as the Court deems proper.

6 DATED this 26th day of January, 2021.

7 ATKINSON WATKINS & HOFFMANN, LLP

8
9 /s/ Tyler M. Crawford, Esq.
10 MATTHEW W. HOFFMANN, ESQ.
11 Nevada Bar No. 9061
12 TYLER M. CRAWFORD, ESQ.
13 Nevada Bar No. 10559
14 10789 W. Twain Ave., Suite 100
15 Las Vegas, NV 89135
16 *Attorneys for Plaintiff*
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